

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Satoshi MATSUMOTO, et al. )  
 U.S. Application No.: 10/518,392 ) Group Art Unit: Unassigned  
 International Appln. Filing Date: June 18, 2003 )  
 Date of National Stage Entry: December 17, 2004 ) Examiner: Unassigned  
 For: LASER PROCESSING APPARATUS, LASER PROCESSING TEMPERATURE  
 MEASURING APPARATUS, LASER PROCESSING METHOD, AND LASER PROCESSING  
 TEMPERATURE MEASURING METHOD

Commissioner of Patents  
**MAIL STOP PCT**

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**  
**UNDER 35 U.S.C. § 371 IN THE U.S. DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. This replies to the Notification of Missing Requirements (Form PCT/DO/EO/905) mailed May 25, 2005.

A copy of the Notification of Missing Requirements (Form PTC/DO/EO/905) is enclosed.

2. Declaration Or Oath

- ☒ No declaration or oath was filed. Enclosed is the original Combined Declaration and Power of Attorney.
- ☒ The specification attached to the declaration is a copy of the specification and any amendments thereto which were filed in the PTO to obtain the filing date.
- ☐ The declaration or oath which was filed was determined to be defective. A new original Combined Declaration and Power of Attorney is attached.

3. English Translation of Non-English Language Papers

- ☐ Submitted herewith is a verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the PTO.
- ☐ Also enclosed is the Verification of Translation Document

4. Small Entity Statement(s)

☐ Applicant(s) hereby assert small entity status.

## 5. Fee Calculation

			Basic National Stage Fee:	
			\$300.00	Previously Paid
	Number Filed	Number Extra	at a Rate of	
Total Claims	15-20 =	0	\$50.00 each=	Not Applicable
Independent Claims	8- 3 =	5	\$200.00 each=	Previously Paid
Multiple dependent claim(s), if any			\$360.00	Not Applicable
Missing Requirements Surcharge Fee			\$130.00	130.00
Application Size Fee				
\$250.00 for each additional 50 sheets that exceeds 100				Not Applicable
Application Search Fee			\$500.00	Not Applicable
Examination Fee			\$200.00	Not Applicable
			<b>SUB-TOTAL =</b>	<b>130.00</b>
Fee For Application Filed With A Non-English Specification (37 C.F.R. § 1.17(k) and § 1.52(d))			\$130.00	Not Applicable
Fee For Processing and retention of application (37 C.F.R. § 1.21(l) and § 1.53(d))			\$130.00	Not Applicable
			<b>TOTAL FILING FEE =</b>	<b>130.00</b>

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## 6. Extension of Time

01 FC:1617 150.00 OF

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☐ Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. §§ 1.17(a)-(d), for the total number of months checked below:

	<u>Total Months Requested</u>	<u>Extension Fee</u>	<u>Extension Fee [Small Entity]</u>
<input type="checkbox"/>	One month	\$120.00	\$60.00
<input type="checkbox"/>	Two months	\$450.00	\$225.00
<input type="checkbox"/>	Three months	\$1,020.00	\$510.00
<input type="checkbox"/>	Four months	\$1,590.00	\$795.00
<input type="checkbox"/>	Five months	\$2,160.00	\$1,080.00

Extension of time fee due with this request: \$\_\_\_\_\_

If an additional extension of time is required, please consider this a Petition therefor.

- ☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

## 7. Fee Payment

The total fee due is:

Completion Fees	\$130.00
Assignment Fees	\$40.00
Total Fee Due	\$170.00

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- ☒ A check in the amount of 170.00 to cover the above fees is enclosed
- ☐ The Commissioner is hereby authorized to charge the total fee due to Deposit Account 50-0573.
- ☒ **Except** for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §1.16 and §1.17 which may be required, or credit any overpayment to Deposit Account No. 50-0573.

8. Additional papers enclosed.

- ☐ Form PCT/IPEA/409 (English Translation)
- ☐ Preliminary Amendment
- ☐ PCT/IB/338 English translation of the International preliminary Examination Report
- ☐ PCT/ISA/210 (International Search Report dated )
- ☒ Information Disclosure Statement
- ☒ Form PTO-1449, 6 non-US patent documents as listed
- ☒ Assignment Recordation Cover Sheet (PTO Form-1595)
- ☒ Assignment of the invention to HAMAMATSU PHOTONICS K.K.

Respectfully submitted,

**DRINKER BIDDLE & REATH LLP**

*[Signature]*  
 JOHN G. SMITH, Reg. No. 33,818  
 REF. NO. 48,183, FOR

Date: July 25, 2005  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/518,392	Satoshi Matsumoto	046124-5345

INTERNATIONAL APPLICATION NO.
PCT/JP03/07718

9629  
 MORGAN LEWIS & BOCKIUS LLP  
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 WASHINGTON, DC 20004

I.A. FILING DATE	PRIORITY DATE
06/18/2003	06/18/2002

CONFIRMATION NO. 8192  
 371 FORMALITIES LETTER



\*OC000000016108410\*

Date Mailed: 05/25/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/17/2004
- Copy of the International Search Report filed on 12/17/2004
- Preliminary Amendments filed on 12/17/2004
- Request for Immediate Examination filed on 12/17/2004
- U.S. Basic National Fees filed on 12/17/2004
- Specification filed on 12/17/2004
- Claims filed on 12/17/2004
- Abstracts filed on 12/17/2004
- Drawings filed on 12/17/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- **\$130** Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

**RECEIVED**

MAY 31 2005

MORGAN, LEWIS & BOCKIUS LLP

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/518,392	PCT/JP03/07718	046124-5345